

543
VIRGINIA:

BOOK 529 PAGE 143

Instrument Prepared By
Va Gas & Oil Board
BOOK 532 PAGE 0254

BEFORE THE VIRGINIA GAS AND OIL BOARD

ENTERED

IN RE:

SUPPLEMENTAL ORDER REGARDING DOCKET NUMBER VGOB-01-0116-0856

ELECTIONS: UNIT AW-112
(herein "Subject Drilling Unit")

REPORT OF BOARD

FINDINGS AND ORDER

This Supplemental Order is entered by the Board *sua sponte* in the form authorized by the Board at hearings held on February 15, 1994 and June 16, 1992; and this Supplemental Order is being recorded for the purpose of supplementing the Order previously in the captioned matter on March 2, 2001 which was recorded at Deed Book 520, Page 234 in the Office of the Clerk of the Circuit Court of Buchanan County, Virginia, on March 7, 2001, and at Deed Book 521, Page 548 in the Office of the Clerk of the Circuit Court of Russell County, Virginia, on March 7, 2001, (herein "Board Order") and completing the record regarding elections.

Findings: The Board finds that:

The Board Order directed POCAHONTAS GAS PARTNERSHIP (herein "Designated Operator") to mail copies of the Board Order to all Respondents whose interests, if any, were pooled by the said Board Order;

The Designated Operator filed its affidavit of elections disclosing that it had mailed a true and correct copy of the Board's Order to all Respondents whose interests, if any, were pooled by said Board Order;

The Board Order required each Respondent whose interests, if any, were pooled by the terms of said Board Order to make an election within thirty (30) days after the date of mailing or recording, as applicable, of said Order; the affidavit of elections filed herein and annexed hereto as Exhibit A states: (i) whether each Respondent has made or failed to make a timely election; (ii) the nature of any election(s) made; and (iii) whether, by reason of a failure to elect or to timely elect one or more Respondents are deemed, under the terms of the Board's Order, to have leased all their rights, title, interests, estates and claims in Subject Drilling Unit to the Applicant;

That the affidavit of elections annexed hereto with the Exhibits submitted therewith identifies the Respondent(s) making a timely election, if any; identifies the Respondent(s), if any, who are deemed to have leased; identifies the conflicting interests and claims which require escrow; identifies the interests and claims, if any, requiring escrow under Virginia Code section 45.1-361.21.D.; and identifies the Respondents, if any, who may be dismissed by reason of having leased or entered into a voluntary agreement with the Applicant.

The affidavit of elections indicates that the escrow of funds is required with regard to Unit AW-112;

Order: By this Order, the Board orders the Designated Operator to tender, consistent with and in accordance with the findings set forth at paragraph 2. above and the annexed affidavit of elections with Exhibits thereto, any funds subject to escrow and instructs the Escrow Agent, First Union National Bank, Corporate Trust PA1328, 123 Broad Street, Philadelphia, PA 19109-1199, Telephone: (215) 985-3485 or (800) 664-9359, Attn: Don Ballinghoff, or any successor named by the Board to establish interest bearing escrow account(s), IRS Tax Identification Number 54-1629506, in accordance with the information set forth in the affidavit of elections with Exhibits thereto, to receive funds and account to the Board therefore.

Mailing of Order and Filing of Affidavit: The Designated Operator under the captioned Order or shall file an affidavit with the Secretary of the Board within ten (10) days after the date of receipt of this Order stating that a true and correct copy of this Order was mailed to each Respondent whose interests or claims are subject to escrow and whose address is known within seven seven (7) days from the date of receipt of this Order.

Conclusion: Therefore, the findings and all terms and provisions set forth above be and hereby are granted and IT IS SO ORDERED.


Effective Date: This Order shall be effective on the date of its execution.

DONE AND EXECUTED this 26th day of July, 2001, by a majority of the Virginia Gas and Oil Board.


Chairman, Benny R. Wampler


STATE OF VIRGINIA
COUNTY OF WISE

Acknowledged on this 26th day of July, 2001, personally before me a notary public in and for the Commonwealth of Virginia, appeared Benny R. Wampler, being duly sworn did depose and say that he is Chairman of the Virginia Gas and Oil Board, that he executed the same and was authorized to do so.


Susan G. Garrett
Notary

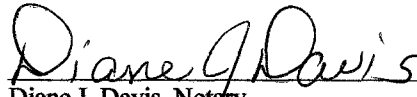
My commission expires: 7-31-02.

DONE AND PERFORMED THIS 2nd day of August, 2001, by Order of the Board.


B.R. Wilson,
Director of the Division of Gas & Oil Board and
Principal Executive to the Board

STATE OF VIRGINIA
COUNTY OF WASHINGTON

Acknowledged on this 8th day of August, 2001, personally before me a notary public in and for the Commonwealth of Virginia, appeared B. R. Wilson, being duly sworn did depose and say that he is Director of the Division of Gas & Oil Board and Principal Executive to the Board, that he executed the same and was authorized to do so.


Diane J. Davis, Notary

My commission expires: 9/30/2001

VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of Pocahontas Gas Partnership for Forced Pooling of Interests in CBM Unit AW-112
VGOB-01-0116-0852 in the Hurricane District of Buchanan County and the New Garden District of Russell
County, Virginia

AFFIDAVIT OF POCAHONTAS GAS PARTNERSHIP (herein "Designated Operator") REGARDING
ELECTIONS, ESCROW AND SUPPLEMENTAL ORDER

Leslie K. Arrington, being first duly sworn on oath, deposes and says:

That your affiant is employed by Consol Energy Inc., as a Gas Engineer and is duly authorized to make this affidavit on behalf of POCAHONTAS GAS PARTNERSHIP, the designated operator,

That the Order entered on March 2, 2001, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Abingdon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the county identified above; that said Order was recorded on March 7, 2001;

That the designated operator POCAHONTAS GAS PARTNERSHIP has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

VIRGINIA:

Exhibit A

BEFORE THE VIRGINIA GAS AND OIL BOARD

IN RE:

Application of Pocahontas Gas Partnership for Forced Pooling of Interests in CBM Unit AW-112
VGOB-01-0116-0852 in the Hurricane District of Buchanan County and the New Garden District of Russell
County, Virginia

AFFIDAVIT OF POCAHONTAS GAS PARTNERSHIP (herein "Designated Operator") REGARDING
ELECTIONS, ESCROW AND SUPPLEMENTAL ORDER

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That your affiant is employed by Consol Energy Inc., as a Gas Engineer and is duly authorized to make this affidavit on behalf of POCAHONTAS GAS PARTNERSHIP, the designated operator,

That the Order entered on March 2, 2001, by the Virginia Gas and Oil Board (hereinafter "Board") regarding the captioned CBM Unit required the Applicant to mail a true and correct copy of said Order to each person pooled by the Order;

That within seven (7) days of receipt of an executed copy of the Order referred to at paragraph 2. above, your affiant caused a true and correct copy of said Order to be mailed via the United States Postal Service to each Respondent named in the captioned Application, whose address was known, and to all persons, if any, who were added as Respondents at the hearing held in the captioned matter; that proof of such mailing has previously been tendered to the Division of Gas and Oil, the Office of the Gas and Oil Inspector, at Abingdon, Virginia;

That the Order of the Board in the captioned matter required all persons pooled thereby to tender their written elections to the Unit Operator within thirty (30) days of the date the Order was recorded in the county identified above; that said Order was recorded on March 7, 2001;

That the designated operator POCAHONTAS GAS PARTNERSHIP has established procedures to review all mail received and all written documents received other than by mail to ascertain whether parties whose interests have been pooled have made a written election, in a timely fashion, as required by the captioned Order; that said procedures were followed to identify the elections, if any, made with regard to the Subject Unit; that the following persons delivered, by mail or otherwise, written elections the Unit Operator, within the thirty day elections period:

None

That Respondents identified in Exhibit B-3 hereto are, having failed to make any election, deemed to have leased their coalbed methane rights, interests and claims to Applicant, all as provided in the Board's Order of March 2, 2001;

See attached Exhibit B-3

That the rights, interests and claims of the following persons are subject to escrow under the Board's Order pooling the captioned Unit, Board Regulations and the Code of Virginia:

See attached Exhibit E

That after the pooling hearing held in the captioned matter, the following persons have leased or entered into a voluntary agreement with the Designated Operator:

See Attached Exhibit B-2

That to the extent any of said persons listed in Exhibit B-2 have rights, interests and claims which are subject to escrow, they should be dismissed as respondents; the Operator requests that the following persons be dismissed as Respondents:

Darrell Perkins, Larry Doug Perkins, Linda Lou Perkins Parris, Gerald Perkins, Goldine Lilly, Arcel Rose, Cathy Tisdale, John Abshire, Anna Nuckles, Ester Newton, Carson Brown, Tivis Brown, Mildred Hale, Bobby Whited, Lucille Pendell, Carl Brown, Emory Brown and Lennie E. Perkins

That the persons identified in Exhibit EE attached hereto have entered into royalty split agreements that allow the Applicant/Designated Operator to pay them directly without the need to escrow funds which would otherwise be in conflict.

See attached Exhibit EE

That pursuant to the provisions of VAC 25-160-70.A.10. and C. and VAC 25-160-80 the annexed supplemental order sets forth the interests and claims that require escrow of funds pursuant to Virginia Code sections 45.1-361.21.D. and 45.1-361.22.A.3. and 4.

Dated at Tazewell, Virginia, this 10th day of July, 2001.

Leslie K. Arrington
Leslie K. Arrington

Taken, subscribed and sworn to before me by Leslie K. Arrington as Gas Engineer of Consol Energy Inc., on behalf of the corporate Designated Operator, this 10th day of July, 2001.

Sherri R. Scott
Notary

My commission expires: 11/30/01.

PROPERTY LINES SHOWN WERE TAKEN FROM MAPS
PROVIDED BY CONSOL Inc. AND WERE NOT SURVEYED

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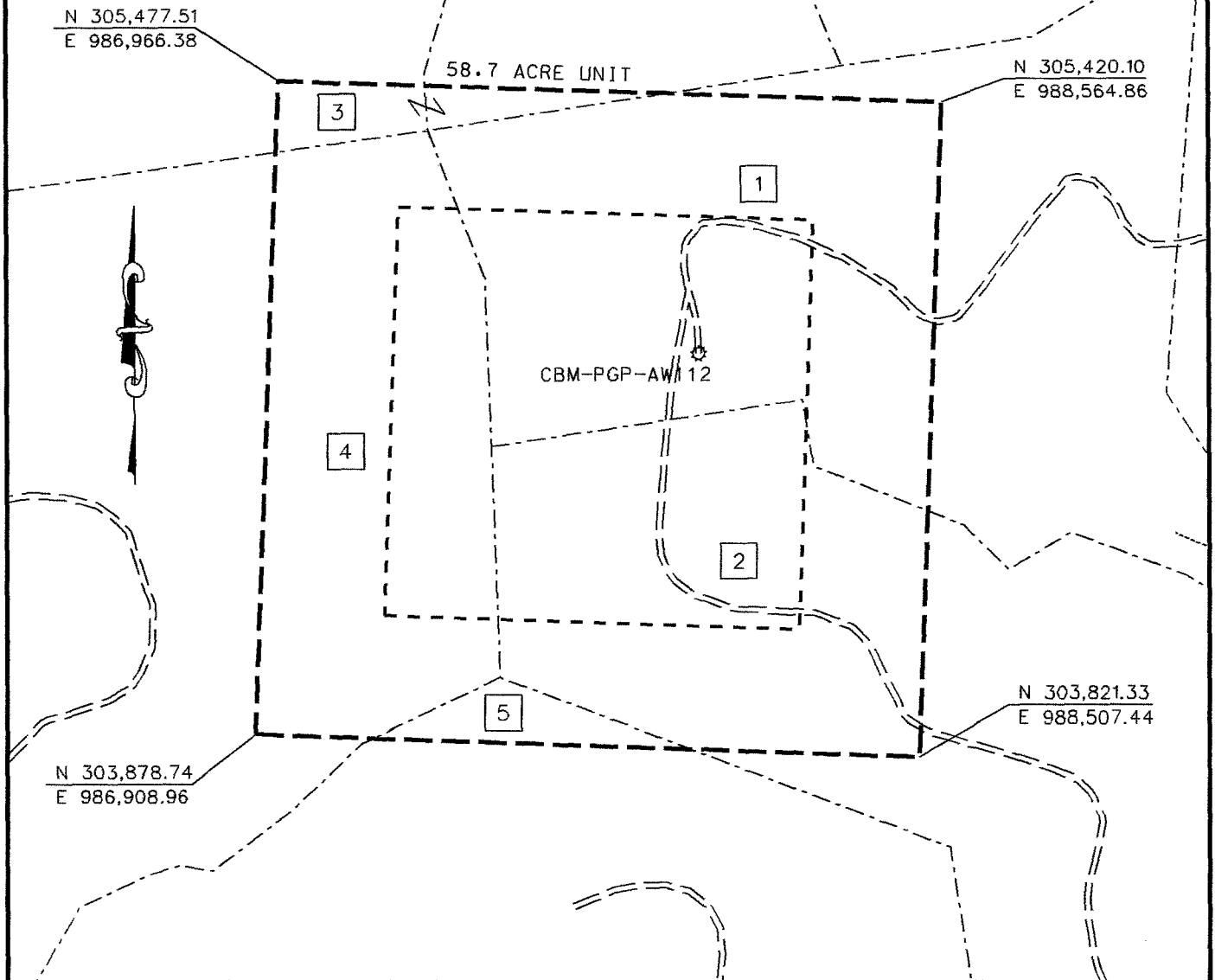


EXHIBIT A
MIDDLE RIDGE 1 FIELD
UNIT AW-112
FORCE POOLING
GATE 1116-0856

Company Pocahontas Gas Partnership Well Name and Number CLAUDE D. MORGAN
Tract No. _____ Elevation _____ Quadrangle Honaker
County Buchanan/Russell District Hurricane/New Garden Scale: No. = 400' Date 6/24/01
This plat is a new plat X ; an updated plat _____ or a final plat _____

Form DGD-GD-7
Rev. 9/91

Claude D. Morgan
Licensed Professional Engineer or Licensed Land Surveyor

(Affix Seal)

POCAHONTAS GAS PARTNERSHIP**Unit AW-112****Tract Identifications****(58.7 Acre Unit)**

1. Buckhorn Coal Company (Corns & Fletcher Tract) - Coal
Sandy Ridge Energy Company - Above Drainage Coal Leased
Pocahontas Gas Partnership - CBM Leased
H. C. Bostic Coal Co., Inc. or Heirs, Devisees, Successors or Assigns
of B. W. Stras, et al. - Oil & Gas
H. C. Bostic Coal Co., Inc. - Surface
21.20 acres 36.1158 %
2. Buckhorn Coal Company (Corns & Fletcher Tract) - Coal
Sandy Ridge Energy Company - Above Drainage Coal Leased
Pocahontas Gas Partnership - CBM Leased
Heirs, Devisees, Successors or Assigns of B. W. Stras, et al. or Heirs, Devisees,
Successors or Assigns of S. J. Corn and Susan E. Corn or Heirs, Devisees,
Successors or Assigns of David Keene or Pocahontas Gas Partnership and
Swain & Renia Perkins, or Pocahontas Gas Partnership and Dorothy Perkins - Oil & Gas
Dottie Gay Robinette Miller - Surface
17.03 acres 29.0119 %
3. Hugh MacRae Land Trust - Tract 9 - Coal
Consolidation Coal Company - Below Tiller Seam Leased
Pocahontas Gas Partnership - CBM Leased
Pocahontas Gas Partnership - Surface, Oil & Gas
1.92 acres 3.2709 %
4. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Sandy Ridge Energy Company - Above Drainage Coal Leased
Earl Whited or Heirs, Devisees, Successors or Assigns of Dr. L. M. Harrison -
1/8 th of Surface, Oil & Gas
Earl Whited or Gent Enterprises, LLP. - 7/8 ths of Surface, Oil & Gas
Pocahontas Gas Partnership - Oil & Gas, and CBM Leased
17.18 acres 29.2675 %
5. Buckhorn Coal Company (Jacob Fuller 453 Acre Tract) - Coal
Sandy Ridge Energy Company - Above Drainage Coal Leased
Earl Whited or Heirs, Devisees, Successors or Assigns of Dr. L. M. Harrison -
1/8 th of Surface, Oil & Gas
Ellen Brown Heirs, Devisees, Successors or Assigns, et al. - 7/8 ths of Surface, Oil & Gas
Pocahontas Gas Partnership - Oil & Gas, and CBM Leased
1.37 acres 2.3339 %

	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
II. OIL & GAS FEE OWNERSHIP				
<u>Tract #2, 17.03 acres</u>				
* Owner of gas interest is undetermined. Possible owners are listed below:	17.03 acres	29.01%		
(4) Pocahontas Gas Partnership, et al.	17.03 acres	29.01%		
(b) Lincous Perkins P.O. Box 299 Honaker, VA 24260			Not a party to this tract	
(d) Paul Perkins Heirs, Devisees, Successors or Assigns Address Unknown				
(d.1) Darrell Perkins P.O. Box 264 Swords Creek, VA 24649	0.28 acres 1/60 of 17.03 acres	0.48%	Purchased	
(e) Ashby Perkins Heirs, Devisees, Successors or Assigns Address Unknown				
(e.1) Larry Doug Perkins Rt.1 Box 49L Swords Creek, VA 24649	0.57 acres 1/30 of 17.03 acres	0.97%	Purchased	
(e.2) Linda Lou Perkins Parris Rt.1 Box 49L Swords Creek, VA 24649	0.57 acres 1/30 of 17.03 acres	0.97%	Purchased	
(e.3) Gerald Perkins P.O. Box 117 Swords Creek, VA 24649	0.57 acres 1/30 of 17.03 acres	0.97%	Purchased	
<u>Tract #5, 1.37 acres</u>				
(2) Ellen Brown Heirs, Devisees, Successors or Assigns, et al.	1.20 acres 7/8 of 1.37 acres	2.04%		
(a) Goldine Lilly 303 Wolfe Creek Road Spanishburg, WV 25922	0.043 acres 9/250 of 1.20 acres	0.074%	Purchased	Due Diligence
(b) Richard E. Rose 1406 South Avenue Princeton, WV 24740	0.043 acres 9/250 of 1.20 acres	0.074%	Purchased	Due Diligence
(c) Arcel Rose P.O. Box 1705 Beaver, WV 25813	0.043 acres 9/250 of 1.20 acres	0.074%	Purchased	Due Diligence
(d) Cathy Tisdale 54 Jennie Lynn Crimora, VA 24431	0.007 acres 3/500 of 1.20 acres	0.012%	Purchased	Due Diligence
(e) John Abshire 236 Meadow Rue Lane Crimora, VA 24431	0.007 acres 3/500 of 1.20 acres	0.012%	Purchased	Due Diligence
(f) Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.007 acres 3/500 of 1.20 acres	0.012%		Due Diligence

	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
(g) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.007 acres 3/500 of 1.20 acres	0.012%		Due Diligence
(h) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.007 acres 3/500 of 1.20 acres	0.012%		Due Diligence
(i) Fred K. Abshire Rt.1 Box 287D Linhurst, VA 22952	0.007 acres 3/500 of 1.20 acres	0.012%		Due Diligence
(j) Anna Nuckles Rt.1 Box 156 Vansant, VA 24565	0.058 acres 6/125 of 1.20 acres	0.098%	Purchased	Due Diligence
(k) Tolvy "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.058 acres 6/125 of 1.20 acres	0.098%		Due Diligence
(l) Ester Newton 2621 Veda Drive Bristol, VA 24201	0.058 acres 6/125 of 1.20 acres	0.098%	Purchased	Due Diligence
(m) Myrtle Lee Norton Heirs, devisees, Successors or Assigns				
(m.1) Mitzi Helbert 35 Pace Drive Bristol, VA 24201	0.043 acres 71/2000 of 1.20 acres	0.072%		
(m.2) Michael Whitt 35 Pace Drive Bristol, VA 24201	0.043 acres 71/2000 of 1.20 acres	0.072%		
(n) Carson Brown P.O. Box 105 Rosedale, VA 24280	0.085 acres 71/1000 of 1.20 acres	0.145%	Purchased	Due Diligence
(o) Tavis Brown Rt.1 Box 257 Swords Creek, VA 24649	0.085 acres 71/1000 of 1.20 acres	0.145%	Purchased	Due Diligence
(p) Mildred Hale Rt.1 Box 197 Swords Creek, VA 24649	0.085 acres 71/1000 of 1.20 acres	0.145%	Purchased	Due Diligence
(q) Judy Farmer HC65 Box 45 Vansant, VA 24656	0.022 acres 9/500 of 1.20 acres	0.037%		Due Diligence
(r) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.022 acres 9/500 of 1.20 acres	0.037%		Due Diligence
(s) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.022 acres 9/500 of 1.20 acres	0.037%		Due Diligence
(t) Bobby Whited P.O. Box 243 Bastian, VA 24314	0.022 acres 9/500 of 1.20 acres	0.037%	Purchased	Due Diligence

CBM-PGP-AW112

Docket No. VGOB-01-0116-0856

List of Respondents to be Added or Dismissed

	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
(u) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.022 acres 9/500 of 1.20 acres	0.037%		Due Diligence
(v) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.022 acres 9/500 of 1.20 acres	0.037%		Due Diligence
(w) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.022 acres 9/500 of 1.20 acres	0.037%		Due Diligence
(x) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.022 acres 9/500 of 1.20 acres	0.037%		Due Diligence
(y) Lucille Pendell 95 Spring Valley Road Bristol, VA 24201	0.019 acres 2/125 of 1.20 acres	0.033%	Purchased	Due Diligence
(z) Elmer Brown Rt.1 Box 476 Vansant, VA 24565	0.019 acres 2/125 of 1.20 acres	0.033%		Due Diligence
(aa) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.019 acres 2/125 of 1.20 acres	0.033%		Due Diligence
(ab) Pauline Brown HC65 Box 45 Oakwood, VA 24631	0.019 acres 2/125 of 1.20 acres	0.033%		Due Diligence
(ac) Carl Brown 12077 Salem Church Road King George, VA 22485	0.019 acres 2/125 of 1.20 acres	0.033%	Purchased	Due Diligence
(ad) Emory Brown 15222 Michigan Road Woodbridge, VA 22191	0.019 acres 2/125 of 1.20 acres	0.033%	Purchased	Due Diligence
(ae) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.019 acres 2/125 of 1.20 acres	0.033%		Due Diligence
(af) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.019 acres 2/125 of 1.20 acres	0.033%		Due Diligence
(ag) Virgil K. Street Box 999 Honaker, VA 24260	0.010 acres 1/125 of 1.20 acres	0.016%		Due Diligence
(ah) Kimberly Lynn Street Box 999 Honaker, VA 24260	0.010 acres 1/125 of 1.20 acres	0.016%		Due Diligence
(ai) Lennie E. Perkins 3814 Ludgate Drive Chesapeake, VA 23321	0.002 acres 1/500 of 1.20 acres	0.004%	Purchased	Due Diligence
(aj) Dexter Perkins HC Box 214 Jewell Ridge, VA 24622	0.002 acres 1/500 of 1.20 acres	0.004%		Due Diligence

Exhibit B-2

CBM-PGP-AW112

Docket No. VGOB-01-0116-0856

List of Respondents to be Added or Dismissed

	Acres in Unit	Interest in Unit	Reason for Dismissal	Reason for Addition
(ak) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.002 acres 1/500 of 1.20 acres	0.004%		Due Diligence
(al) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.002 acres 1/500 of 1.20 acres	0.004%		Due Diligence
(am) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.002 acres 1/500 of 1.20 acres	0.004%		Due Diligence
(an) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.002 acres 1/500 of 1.20 acres	0.004%		Due Diligence
(ao) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.002 acres 1/500 of 1.20 acres	0.004%		Due Diligence
(ap) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.002 acres 1/500 of 1.20 acres	0.004%		Due Diligence
(aq) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.002 acres 1/500 of 1.20 acres	0.004%		Due Diligence
(ar) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns Address Unknown	0.150 acres 1/8 of 1.20 acres	0.255%		Due Diligence

Docket No. VGOB-01-0116-0856
List of Unleased Owners/Claimants

	Acres in Unit	Interest in Unit
II. OIL & GAS FEE OWNERSHIP		
<u>Tract #1, 21.20 acres</u>		
H.C. Bostic Coal Co., Inc., et al.	21.20 acres	36.12%
(1) B.W. Stras, Heirs, Devisees Successors or Assigns, et al. Address Unknown	21.20 acres	36.12%
<u>Tract #2, 17.03 acres</u>		
* Owner of gas interest is undetermined. Possible owners are listed below:	17.03 acres	29.01%
(1) B.W. Stras, Heirs, Devisees Successors or Assigns, et al. Address Unknown	17.03 acres	29.01%
(OR)		
(2) S. J. and Susan E. Corn, Heirs, Devisees Successors or Assigns, et al. Address Unknown	17.03 acres	29.01%
(OR)		
(3) David Keene, Heirs, Devisees Successors or Assigns, et al. Address Unknown	17.03 acres	29.01%
<u>Tract #4, 17.18 acres</u>		
Earl Whited et al.	17.18 acres	29.27%
(1) Dr. L.M. Harrison, Heirs, Devisees, Successors or Assigns Address Unknown	2.15 acres 1/8 of 17.18 acres	3.66%
<u>Tract #5, 1.37 acres</u>		
Earl Whited et al.	1.37 acres	2.33%
(1) Dr. L.M. Harrison, Heirs, Devisees, Successors or Assigns Address Unknown	0.17 acres 1/8 of 1.37 acres	0.29%
(2) Ellen Brown Heirs, Devisees, Successors or Assigns, et al.	1.20 acres 7/8 of 1.37 acres	2.04%
(f) Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.007 acres 3/500 of 1.20 acres	0.012%

Docket No. VGOB-01-0116-0856
List of Unleased Owners/Claimants

	Acres in Unit	Interest in Unit
(g) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.007 acres 3/500 of 1.20 acres	0.012%
(h) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.007 acres 3/500 of 1.20 acres	0.012%
(i) Fred K. Abshire Rt.1 Box 287D Linhurst, VA 22952	0.007 acres 3/500 of 1.20 acres	0.012%
(k) Tolvy "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.058 acres 6/125 of 1.20 acres	0.098%
(m) Myrtle Lee Norton Heirs, Devisees, Successors or Assigns		
(m.1) Mitzi Helbert 35 Pace Drive Bristol, VA 24201	0.043 acres 71/2000 of 1.20 acres	0.072%
(m.2) Michael Whitt 35 Pace Drive Bristol, VA 24201	0.043 acres 71/2000 of 1.20 acres	0.072%
(q) Judy Farmer HC65 Box 45 Vansant, VA 24656	0.022 acres 9/500 of 1.20 acres	0.037%
(r) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.022 acres 9/500 of 1.20 acres	0.037%
(s) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.022 acres 9/500 of 1.20 acres	0.037%
(u) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.022 acres 9/500 of 1.20 acres	0.037%
(v) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.022 acres 9/500 of 1.20 acres	0.037%
(w) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.022 acres 9/500 of 1.20 acres	0.037%
(x) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.022 acres 9/500 of 1.20 acres	0.037%

Exhibit B-3
CBM-PGP-AW112Docket No. VGOB-01-0116-0856
List of Unleased Owners/Claimants

	Acres in Unit	Interest in Unit
(z) Elmer Brown Rt.1 Box 476 Vansant, VA 24565	0.019 acres 2/125 of 1.20 acres	0.033%
(aa) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.019 acres 2/125 of 1.20 acres	0.033%
(ab) Pauline Brown HC65 Box 45 Oakwood, VA 24631	0.019 acres 2/125 of 1.20 acres	0.033%
(ae) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.019 acres 2/125 of 1.20 acres	0.033%
(af) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.019 acres 2/125 of 1.20 acres	0.033%
(ag) Virgil K. Street Box 999 Honaker, VA 24260	0.010 acres 1/125 of 1.20 acres	0.016%
(ah) Kimberly Lynn Street Box 999 Honaker, VA 24260	0.010 acres 1/125 of 1.20 acres	0.016%
(aj) Dexter Perkins HC Box 214 Jewell Ridge, VA 24622	0.002 acres 1/500 of 1.20 acres	0.004%
(ak) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.002 acres 1/500 of 1.20 acres	0.004%
(al) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.002 acres 1/500 of 1.20 acres	0.004%
(am) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.002 acres 1/500 of 1.20 acres	0.004%
(an) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.002 acres 1/500 of 1.20 acres	0.004%
(ao) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.002 acres 1/500 of 1.20 acres	0.004%
(ap) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.002 acres 1/500 of 1.20 acres	0.004%

Docket No. VGOB-01-0116-0856
List of Unleased Owners/Claimants

	Acres in Unit	Interest in Unit
(aq) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.002 acres 1/500 of 1.20 acres	0.004%
(ar) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns Address Unknown	0.150 acres 1/8 of 1.20 acres	0.255%

Docket No. VGOB-01-0116-0856
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Interest in Unit
<u>Tract #1, 21.20 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	21.20 acres	36.12%
<u>OIL & GAS FEE OWNERSHIP</u>		
(1) H.C. Bostic Coal Co., Inc. P.O. Box 220 Swords Creek, VA 24649	21.20 acres	36.12%
(OR)		
(1) B.W. Stras, Heirs, Devisees Successors or Assigns, et al. Address Unknown	21.20 acres	36.12%
<u>Tract #2, 17.03 acres</u>		
<u>COAL FEE OWNERSHIP</u>		
(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	17.03 acres	29.01%
<u>OIL & GAS FEE OWNERSHIP</u>		
* Owner of gas interest is undetermined. Possible owners are listed below:	17.03 acres	29.01%
(1) B.W. Stras, Heirs, Devisees Successors or Assigns, et al. Address Unknown	17.03 acres	29.01%
(OR)		
(2) S. J. and Susan E. Corn, Heirs, Devisees Successors or Assigns, et al. Address Unknown	17.03 acres	29.01%
(OR)		
(3) David Keene, Heirs, Devisees Successors or Assigns, et al. Address Unknown	17.03 acres	29.01%
(OR)		
(4) Pocahontas Gas Partnership, et al.	17.03 acres	29.01%
(1) Pocahontas Gas Partnership P.O. Box 947 Bluefield, VA 24605	15.33 acres 9/10 of 17.03 acres	26.11%

Docket No. VGOB-01-0116-0856
List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Interest in Unit
(2) Alta Perkins Heirs, Devisees, Successors or Assigns		
(a) Swain & Renia Perkins Rt.1 Box 136E Swords Creek, VA 24649	1.70 acres 1/10 of 17.03 acres	2.90%
(OR)		
(5) Pocahontas Gas Partnership P.O. Box 947 Bluefield, VA 24605	17.03 acres	29.01%
Dorothy Perkins 1595 Drybread Road Salyersville, KY 41465	17.03 acres	29.01%

Tract #4, 17.18 acres

COAL FEE OWNERSHIP

(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	17.18 acres	29.27%
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OIL & GAS FEE OWNERSHIP

Earl Whited et al.	17.18 acres	29.27%
(1) Earl Whited Rt.1 Box 150 Swords Creek, VA 24649	2.15 acres 1/8 of 17.18 acres	3.66%
(OR)		
Dr. L.M. Harrison, Heirs, Devisees, Successors or Assigns Address Unknown	2.15 acres 1/8 of 17.18 acres	3.66%
(2) Earl Whited Rt.1 Box 150 Swords Creek, VA 24649	15.03 acres 7/8 of 17.18 acres	25.61%
(OR)		
Gent Enterprises, LLP. P.O. Box 330 Honaker, VA 24260	15.03 acres 7/8 of 17.18 acres	25.61%

Tract #5, 1.37 acres

COAL FEE OWNERSHIP

(1) Buckhorn Coal Company P. O. Box 187 Tazewell, VA 24651	1.37 acres	2.33%
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List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Interest in Unit
<u>OIL & GAS FEE OWNERSHIP</u>		
Earl Whited et al.	1.37 acres	2.33%
(1) Earl Whited Rt.1 Box 150 Swords Creek, VA 24649	0.17 acres 1/8 of 1.37 acres	0.29%
(OR)		
Dr. L.M. Harrison, Heirs, Devisees, Successors or Assigns <i>Address Unknown</i>	0.17 acres 1/8 of 1.37 acres	0.29%
(2) Ellen Brown Heirs, Devisees, Successors or Assigns, et al.	1.20 acres 7/8 of 1.37 acres	2.04%
(f) Raymond Abshire 1074 Beckley Road Camp Creek, WV 25820	0.007 acres 3/500 of 1.20 acres	0.012%
(g) Helen Parr 37 Crimora Mine Road Crimora, VA 24431	0.007 acres 3/500 of 1.20 acres	0.012%
(h) Daniel Abshire 211 Mine Branch Road Crimora, VA 24431	0.007 acres 3/500 of 1.20 acres	0.012%
(i) Fred K. Abshire Rt.1 Box 287D Linhurst, VA 22952	0.007 acres 3/500 of 1.20 acres	0.012%
(k) Tolvy "Tracy" Perkins 763 Bridge Drive Pasadena, MD 21122	0.058 acres 6/125 of 1.20 acres	0.098%
(m) Myrtle Lee Norton Heirs, Devisees, Successors or Assigns		
(m.1) Mitzi Helbert 35 Pace Drive Bristol, VA 24201	0.043 acres 71/2000 of 1.20 acres	0.072%
(m.2) Michael Whitt 35 Pace Drive Bristol, VA 24201	0.043 acres 71/2000 of 1.20 acres	0.072%
(q) Judy Farmer HC65 Box 45 Vansant, VA 24656	0.022 acres 9/500 of 1.20 acres	0.037%
(r) Pauline Presley 1302 W. Ajo Way 308 Tucson, AZ 85713	0.022 acres 9/500 of 1.20 acres	0.037%

Docket No. VGOB-01-0116-0856

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Interest in Unit
(s) Clarence Whited Rt.1 Box 356 Grundy, VA 24614	0.022 acres 9/500 of 1.20 acres	0.037%
(u) Delma Coleman P.O. Box 506 Grundy, VA 24614	0.022 acres 9/500 of 1.20 acres	0.037%
(v) Helen Patterson 2260 McBrager Court Cumming, GA 30130	0.022 acres 9/500 of 1.20 acres	0.037%
(w) Fayne Whited P.O. Box 1142 Grundy, VA 24614	0.022 acres 9/500 of 1.20 acres	0.037%
(x) Carolyn Whited 15194 Porterfield Highway Abingdon, VA 24210	0.022 acres 9/500 of 1.20 acres	0.037%
(z) Elmer Brown Rt.1 Box 476 Vansant, VA 24565	0.019 acres 2/125 of 1.20 acres	0.033%
(aa) Garland Brown P.O. Box 215 Rosedale, VA 24280	0.019 acres 2/125 of 1.20 acres	0.033%
(ab) Pauline Brown HC65 Box 45 Oakwood, VA 24631	0.019 acres 2/125 of 1.20 acres	0.033%
(ae) Earl Brown 327 Meadow Crest Drive Bristol, VA 24201	0.019 acres 2/125 of 1.20 acres	0.033%
(af) Richard Brown Box 182 Maple Hurst Lane Bluff City, TN 37618	0.019 acres 2/125 of 1.20 acres	0.033%
(ag) Virgil K. Street Box 999 Honaker, VA 24260	0.010 acres 1/125 of 1.20 acres	0.016%
(ah) Kimberly Lynn Street Box 999 Honaker, VA 24260	0.010 acres 1/125 of 1.20 acres	0.016%
(aj) Dexter Perkins HC Box 214 Jewell Ridge, VA 24622	0.002 acres 1/500 of 1.20 acres	0.004%
(ak) Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.002 acres 1/500 of 1.20 acres	0.004%

Docket No. VGOB-01-0116-0856

List of Conflicting Owners/Claimants that require escrow

	Acres in Unit	Interest in Unit
(al) Chester C. Smith 1020 Buena Vista Road South Vienna, OH 45369	0.002 acres 1/500 of 1.20 acres	0.004%
(am) Audry Blankenship HC63 Box 142A Jewell Ridge, VA 24622	0.002 acres 1/500 of 1.20 acres	0.004%
(an) Wayne E. Smith 175 Sylvan Shores Drive South Vienna, OH 45369	0.002 acres 1/500 of 1.20 acres	0.004%
(ao) Jesse Street 772 Big Creek Road Richlands, VA 24641	0.002 acres 1/500 of 1.20 acres	0.004%
(ap) Elster Hurley 1509 Norway Street Bristol, VA 24201	0.002 acres 1/500 of 1.20 acres	0.004%
(aq) Frankie Ratliff c/o Ellen Hutchinson 77 Beacon Road Bristol, VA 24201	0.002 acres 1/500 of 1.20 acres	0.004%
(ar) Dr. L.M. Harrison Heirs, Devisees, Successors or Assigns <i>Address Unknown</i>	0.150 acres 1/8 of 1.20 acres	0.255%
(ar) Consol Energy Inc. P.O. Box 947 Bluefield, VA 24605	0.596 acres 497/1000 of 1.20 acres	1.015%

Docket No. VGOB-01-0116-0856

List of Conflicting Owners/Claimants with Royalty Split Agreements

	Acres in Unit	Interest in Unit
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Tract #3, 1.92 acresCOAL FEE OWNERSHIP

(1) Hugh MacRae Land Trust, Tr.9 P.O. Box 29 Tazewell, VA 24651	1.92 acres	3.27%
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OIL & GAS FEE OWNERSHIP

(1) Pocahontas Gas Partnership P.O. Box 947 Bluefield, VA 24605	1.92 acres	3.27%
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VIRGINIA: IN THE OFFICE OF THE CLERK OF THE CIRCUIT COURT OF RUSSELL COUNTY, 8-8, 2001. This deed was this day presented in said office, and upon the certificate of acknowledgment thereto annexed, admitted to record at 1:58 o'clock P M, after payment of \$ — tax imposed by Sec. 58.1-802.

TESTE: DOLLIE M. COMPTON, CLERK
BY: Dollie Compton CLERK

Original returned this date to: Diane Davis

VIRGINIA: In the Clerk's Office of the Circuit Court of Buchanan County. The foregoing instrument was this day presented in the office aforesaid and is, together with the certificate of acknowledgment annexed, admitted to record this 29th day of August, 20 01 at 12:08 P. M.
Deed Book No. 529 and Page No. 143
Returned this date to: Diane Davis
TESTE: James M. Bevens, Jr. Clerk
TESTE: Quincy S. Miller Deputy Clerk

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BY: _____

INSTRUMENT #01000244
RECORDED IN THE CLERK'S OFFICE OF
BUCHANAN COUNTY ON
AUGUST 17, 2001 AT 12:08PM
JAMES M. BEVINS JR., CLERK

